

EXECUTIVE ORDER

No. 81-3

ESTABLISHING A GOVERNOR'S REGULATORY  
REVIEW COUNCIL

WHEREAS, many legislative enactments require the promulgation of administrative rules and regulations;

WHEREAS, it is necessary to assure that administrative rules and regulations avoid unnecessary duplication and adverse impact upon the public;

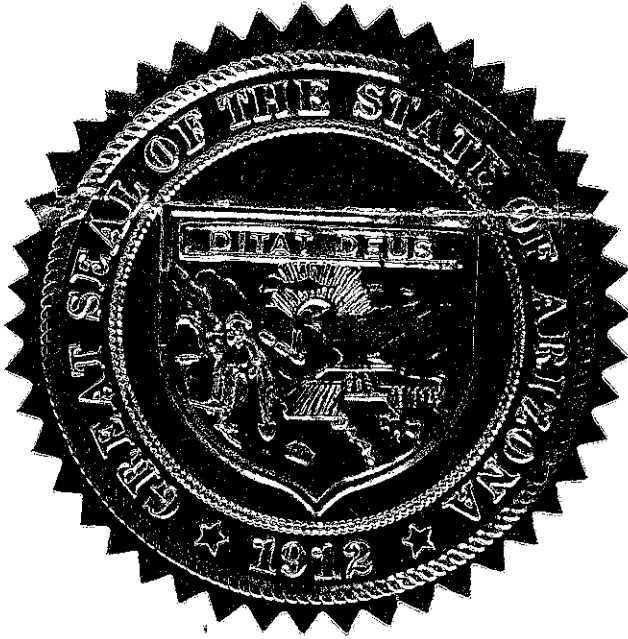
WHEREAS, unnecessary, needlessly costly, or excessive rules and regulations are not in the public interest;

NOW, THEREFORE, by the virtue of the authority vested in me as Governor of the State of Arizona and the laws of this State, it is hereby ordered as follows:

- I. Establishment of a Governor's Regulatory Review Council
  - A. There is established a Governor's Regulatory Review Council herein referred to as the "Council."
  - B. The Council shall be composed of five (5) members, appointed by the Governor and serving at his pleasure.
  - C. The Director of the Department of Administration shall serve as a member and chairman of the Council.
- II. Duties and Responsibilities of the Governor's Regulatory Review Council and Executive Agencies
  - A. For the purpose of this Executive Order, the following definitions shall apply.
    1. "Executive Agency" — Organizations whose chief executive officer, director, commissioner, or head is appointed by the Governor.
    2. "Regulation" and "Rule" — Any Executive Agency action which requires publication as provided in ARS §41 — 127.
    3. "Economic Impact" — Causing any direct additional cost.
    4. "Emergency Rule or Regulation" — Any rule or regulation adopted pursuant to ARS §41 — 1003 and valid for not more than ninety (90) days.
  - B. Executive Agency Directors shall prior to the submission for public hearing for the adoption, amendment or repeal of any rule or regulation except an emergency rule or regulation, determine if any economic impact shall result to any state, county, city or town agency, community college district or school district by the implementation of the proposed rule or regulation.
  - C. If the Executive Agency Director determines that an economic impact occurs, the proposed rule or regulation shall be submitted to the Governor's Regulatory Review Council along with an explanation of the need, economic impact and cost/benefit analysis of the proposed rule or regulation.
  - D. The Council shall review all proposed rules and regulations submitted and shall determine if:
    1. The benefits outweigh the costs imposed;
    2. The draft is clearly and understandably written and
    3. The public interest is served.

*If the Council finds the proposed rule and regulation does not meet the aforementioned standards, the proposed rule or regulation shall be returned to the Executive Agency for revision or reconsideration.*

- E. *Except for emergency promulgation, all rules and regulations proposed by Executive Agencies shall be submitted to and approved by the Council prior to promulgation.*



*IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona*

A handwritten signature in dark ink, appearing to read "F. F. Smith", written in a cursive style.

GOVERNOR

*DONE at the Capitol in Phoenix on this eighth day of May in the Year of Our Lord One Thousand Nine Hundred and Eighty One and of the Independence of the United States of America the Two Hundred and Fourth.*

ATTEST:

A handwritten signature in dark ink, appearing to read "Rose Maynard", written in a cursive style.

Secretary of State